UNITED STATES DISTRICT COURT

Eastern	Dis	trict of	North Carolina		
UNITED STATES OF AMERICA V.		JUDGMENT IN A CRIMINAL CASE			
ESTEBAN PARKE	R	Case Numb	er: 5:11-MJ-1239		
		USM Numb	per:		
		CULL JORE	DAN, ESQUIRE		
THE DEFENDANT:		Defendant's Att	orney		
✓ pleaded guilty to count(s) 1 - LE	VEL 5 DWI				
pleaded nolo contendere to count(s) which was accepted by the court.					
was found guilty on count(s) after a plea of not guilty.					
The defendant is adjudicated guilty of t	hese offenses:				
<u>Title & Section</u>	Nature of Offense		Offense Ended	Count	
18:13-7210.M	LEVEL 5 DWI		2/12/11	1	
The defendant is sentenced as protection that the Sentencing Reform Act of 1984.			of this judgment. The sentence is imposed	d pursuant to	
Count(s) 2 AND 3	is 🗸 :	are dismissed of	n the motion of the United States.		
	must notify the United Station, costs, and special assess United States attorney of n		is district within 30 days of any change of a by this judgment are fully paid. If ordered to the economic circumstances.	name, residence, o pay restitution,	
Sentencing Location: FAYETTEVILLE, NC		10/19/2011 Date of Impositi	on of Judgment		
		/s/			
		Signature of Jud	ge		
		WILLIAM A	A. WEBB, US MAGISTRATE JUDGE		
		Name and Title of Judge			
		10/19/2011			
		Date			

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DEFENDANT: ESTEBAN PARKER CASE NUMBER: 5:11-MJ-1239

PROBATION

The defendant is hereby sentenced to probation for a term of:

1 YEAR

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter, as determined by the court.

The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of
future substance abuse. (Check, if applicable.)
The defendant shall not possess a firearm, destructive device, or any other dangerous weapon. (Check, if applicable.)
The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)
The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)
The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of probation that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1. The defendant shall not leave the judicial district or other specified geographic area without the permission of the court or probation officer.
- 2. The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five (5) days of each month.
- 3. The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4. The defendant shall support the defendant's dependents and meet other family responsibilities.
- The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6. The defendant shall notify the probation officer at least then (10) days prior to any change of residence or employment.
- 7. The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use distribute, or administer any controlled substance, or any paraphernalia related to any controlled substance, except as prescribed by a physician.
- 8. The defendant shall not frequent places where controlled substances are illegally sold, used distributed, or administered, or other places specified by the court.
- 9. The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10. The defendant shall permit a probation officer to visit the defendant at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11. The defendant shall notify the probation officer within seventy-two (72) hours of being arrested or questioned by a law enforcement officer.
- 12. The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13. As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

AO 245B (Rev. 12/03) Judgment in a Criminal Case NCED Sheet 4C — Probation

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DEFENDANT: ESTEBAN PARKER CASE NUMBER: 5:11-MJ-1239

SPECIAL CONDITIONS OF SUPERVISION

The defendant shall not incur new credit charges or open additional lines of credit without the approval of the probation office.

The defendant shall provide the probation office with access to any requested financial information.

The defendant shall perform 24 hours of community service during the first 30 days of Probation as directed by the probation office and if referred for placement and monitoring by the State of North Carolina, pay the required \$200.00 fee.

The defendant shall obtain a substance abuse assessment from an appropriate mental health facility within thirty (30) days from the date of this judgment and complete any prescribed treatment program. The defendant must pay the assessment fee and any added treatment fees that may be charged by the facility.

It is further ordered that the defendant shall participate in any other Alcohol/Drug Rehabilitation and Education program directed by the U.S. Probation Office.

The defendant shall surrender his/her North Carolina driver's license to the Clerk of this Court for mailing to the North Carolina Division of Motor Vehicles and not operate a motor vehicle on the highways of the State of North Carolina except in accordance with the terms and conditions of a limited driving privilege issued by the appropriate North Carolina Judicial Official.

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CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

TO	TALS \$	Assessment 10.00	<u>Fine</u> \$ 200.00	<u>Restituti</u> \$	<u>on</u>
	The determina after such dete	tion of restitution is deferred until	An Amended Judgme.	nt in a Criminal Case	(AO 245C) will be entered
	The defendant	must make restitution (including commun	ity restitution) to the follo	wing payees in the amor	unt listed below.
	If the defendar the priority ord before the Uni	nt makes a partial payment, each payee sha der or percentage payment column below. ted States is paid.	ll receive an approximatel However, pursuant to 18	y proportioned payment U.S.C. § 3664(i), all no	, unless specified otherwise in nfederal victims must be paid
Nan	ne of Payee		Total Loss*	Restitution Ordered	Priority or Percentage
		TOT <u>ALS</u>	\$0.00	\$0.00	
	Restitution ar	nount ordered pursuant to plea agreement	\$		
	fifteenth day	at must pay interest on restitution and a fin after the date of the judgment, pursuant to or delinquency and default, pursuant to 18	18 U.S.C. § 3612(f). All		-
	The court det	ermined that the defendant does not have t	he ability to pay interest a	nd it is ordered that:	
	the interes	est requirement is waived for the fi	ne restitution.		
	☐ the intere	est requirement for the	restitution is modified as	follows:	

* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

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SCHEDULE OF PAYMENTS

Hav	ing a	ssessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:			
A	\checkmark	Lump sum payment of \$210.00 due immediately, balance due			
		not later than, or in accordance C, D, E, or F below; or			
В		Payment to begin immediately (may be combined with C, D, or F below); or			
C	□	Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or			
D	□ -	Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or			
E		Payment during the term of supervised release will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or			
F	\checkmark	Special instructions regarding the payment of criminal monetary penalties:			
		BALANCE OF FINANCIAL IMPOSITION DUE DURING TERM OF PROBATION.			
	defei	e court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due durin ment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financia bility Program, are made to the clerk of the court. Indant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.			
	Join	nt and Several			
		Pendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, corresponding payee, if appropriate.			
	The	e defendant shall pay the cost of prosecution.			
	The defendant shall pay the following court cost(s):				
	The	defendant shall forfeit the defendant's interest in the following property to the United States:			

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.